IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION
CHAMBER SUMMONS NO. 1021 OF 2006
IN
SUIT NO. 2955 OF 1987

JYOTIKUMAR CHUNILAL MEHTA
AND ANR. ... PLAINTIFFS.

VS.

SHRI KHODIYAR ENTERPRISES
AND ORS. ... DEFENDANTS.

S.T. ZAIDY FOR THE PLAINTIFFS.
MS. VIDHYA KAMBALE I/B. LP.S.SHAH FOR THE DEFENDANT NO.1.
MS. J.M.SIDHAWA I/B. N.A.MANTO FOR DEFENDANT NO. 4 TO 6.

Coram : S.K.Shah, J.
Date : September 21, 2006.

P.C.

1. The motion is for amendment to the plaint. The amendment sought does not change the nature of the Suit or does not bring out new case. The learned Counsel for the defendant has however objected the amendment stating that it is sought after much delay. However, in the interest of justice the amendment is allowed and the motion is made absolute in terms of prayer clause (a) and (b) with cost of Rs. 1500/- to be paid by the Plaintiff to the defendant Nos. 2,4 & 6. The amendment shall be carried out within three weeks.

2. After the amendment is carried out, the defendant is permitted to file additional written statement, limited to the extent of the amendment, within three weeks thereafter.

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[S.K.Shah , J.]